

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

COMMONWEALTH OF	)	
PENNSYLVANIA and STATE OF	)	
NEW JERSEY,	)	
	)	
Plaintiffs,	)	
v.	)	Civil Action No. 2:17-cv-04540 (WB)
	)	
JOSEPH R. BIDEN, in his official	)	
capacity as President of the United States;	)	
<i>et al.</i> ,	)	
	)	
Defendants.	)	
_____	)	

**NOTICE OF WITHDRAWAL OF NOTICE OF PROPOSED RULEMAKING**

Federal Defendants respectfully give notice to the Court that the U.S. Department of the Treasury, the U.S. Department of Labor, and the U.S. Department of Health and Human Services are withdrawing in their entirety proposed rules that were published in the Federal Register on February 2, 2023, regarding coverage of certain preventive services under the Affordable Care Act. The unpublished version of the notice of withdrawal can be viewed on the website of the Federal Register at the following address: <https://public-inspection.federalregister.gov/2024-31239.pdf>. The withdrawal will become effective upon publication in the Federal Register on December 30, 2024.

Dated: December 23, 2024

Respectfully submitted,

BRIAN NETTER  
Deputy Assistant Attorney General

MICHELLE R. BENNETT  
Assistant Director, Federal Programs Branch

/s/ Daniel Riess

DANIEL RIESS

MICHAEL GERARDI

REBECCA M. KOPPLIN

Trial Attorneys

U.S. Department of Justice, Civil Division

Federal Programs Branch

1100 L Street, NW

Washington, D.C. 20005

(202) 353-3098

Daniel.Riess@usdoj.gov

*Attorneys for Federal Defendants*